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## SENATE BILL No. 563

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 33-37.

**Synopsis:** Redocketing fee. Allows a court to adopt a local rule to impose a redocketing fee of not more than \$100 on a party to certain civil actions if the party initiates proceedings following final judgment. Requires the fee to be deposited in the county user fee fund.

**Effective:** July 1, 2005.

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Clark

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January 20, 2005, read first time and referred to Committee on Judiciary.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

## SENATE BILL No. 563

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 33-37-5-22.5 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2005]: **Sec. 22.5. (a) A court may adopt a**  
4 **local rule to impose a redocketing fee of not more than one**  
5 **hundred dollars (\$100) on a party to a civil action in which a civil**  
6 **costs fee is collected under IC 33-37-4-4(a) if the party initiates**  
7 **proceedings following final judgment.**

8       **(b) The clerk of a court that adopts a local rule imposing a**  
9 **redocketing fee under this section shall collect the redocketing fee**  
10 **from a party described in subsection (a).**

11       **(c) A redocketing fee collected under this section shall be**  
12 **deposited into the county user fee fund established by IC 33-37-8-5.**

13       SECTION 2. IC 33-37-8-5 IS AMENDED TO READ AS  
14 FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 5. (a) A county user fee**  
15 **fund is established in each county to finance various program services.**  
16 **The county fund is administered by the county auditor.**

17       **(b) The county fund consists of the following fees collected by a**



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clerk under this article and by the probation department for the juvenile court under IC 31-34-8-8 or IC 31-37-9-9:

- (1) The pretrial diversion program fee.
- (2) The informal adjustment program fee.
- (3) The marijuana eradication program fee.
- (4) The alcohol and drug services program fee.
- (5) The law enforcement continuing education program fee.
- (6) The deferral program fee.
- (7) The jury fee.
- (8) The drug court fee.

**(9) A redocketing fee under IC 33-37-5-22.5.**

(c) All of the jury fee and two dollars (\$2) of a deferral program fee collected under IC 33-37-4-2(e) shall be deposited by the county auditor in the jury pay fund established under IC 33-37-11.

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